Case 08-35653-KRH Doc 145-iled State Black/15/19 Countend 11/13/08 18:34:03 DEADCINE FOR 503(b)(9) Element Retrief of Page 1 of 2 Filling 503(b)(9) CLAIMS 5:00 P.M. Pacific Time Section 503(b)(9) Claim Request Form December 19, 2008

# Section 503(b)(9) Claim Request Form

c/o Kurtzman Carson Consultants LLC, 2335 Alaska Avenue, El Segundo, CA 90245  Case Nos. 08-35653 through 08-35670					)	
Chapter 11 Jointly Administered  NOTE: Pursuant to an Order of the Bankruptcy Court in the above-referenced chapter 11 cases (see Docket No. 107), to have claims allowed as admin						
expense under 11 U.S.C. § 503(b)(9), this form must be served upon Circuit City Stores, Inc., et al., Claims Processing, c/o Kurtzman Carson Consultants LLC,						
2335 Alaska Avenue, El Segundo, CA 90245 by <u>December 19, 2008</u> , the Bar Date for Section 503(b)(9) claims in the above-referenced cases. The form may be submitted in person or by regular mail, overnight mail, or hand delivery. Facsimile, email or electronic submissions will not be accepted. Requests shall be						
deemed filed when actually received by Kurtzman Carson Consultants LLC.						
·	•			<u></u>		
Name and Address of Creditor: ( the debtor owes money or proper	(The person or other entity to whom		box if you are that anyone else	Debtor against which claim is as	serted: (Check one box	
the debior owes money or proper	Ty)	has filed a proof of		below:)		
		claim relating to your		☐ Circuit City Stores, Inc. (Tax	I.D. No. 54-0493875)	
		claim. Attach copy of statement giving		☐ Abbott Advertising, Inc. (Tax I.D. No. 54-1624659)		
		particulars.		☐ Circuit City Stores West Coast, Inc. (Tax I.D. No. 95-		
				4460785)		
		(attach copies of any such demand(s))		☐ CC Distribution Company of	Virginia, Inc. (Tax I.D. No.	
				54-1712821)	(m	
Tolombonou				☐ Circuit City Properties, LLC (Tax I.D. No. 54-0793353)		
				☐ Patapsco Designs, Inc. (Tax I.D. No. 52-1086796) ☐ Ventoux International, Inc. (Tax I.D. No. 20-1071838)		
rax.				Sky Venture Corporation (Tax I.D. No. 54-1760311)		
				□ Prahs, Inc. (n/a)		
Name and address where notice above)	es should be sent (if different from	☐ Check box if you have transferred the rights		☐ XS Stuff, LLC (Tax I.D. No. 54-2029263)		
above)		of your claim to any		☐ Kinzer Technology, LLC (Tax I.D. No. 54-2022157)		
			arty. If so list name of	☐ Circuit City Purchasing Com	pany, LLC (Tax I.D. No. 20-	
		transfe		0995170)		
				☐ Orbyx Electronics, LLC (Tax☐ InterTAN, Inc. (Tax I.D. No. 7		
				, ,	′	
Telephone:	☐ Check box if you have		☐ CC Aviation, LLC (Tax I.D. No. 20-5290841) ☐ Courchevel, LLC (n/a)			
-	never received any		☐ Circuit City Stores PR, LLC (Tax I.D. No. 66-0695512)			
		bankru	ptcy court in	☐ Mayland MN, LLC (Tax I.D.	No. 20-0896116)	
		this ca	se.			
<u> </u>						
ACCOUNT OR OTHER NUMBER BY WHICH CREDITOR IDENTIFIES  DERTOR:  Check here if this claim						
DEBTOR: amends a previously filed claim, dated:						
1. BASIS FOR CLAIM: Goods received by the Debtor within 20 days before the date of commencement of the case. Value of Goods: \$						
2. DATE OF SHIPMENT:	METHOD OF SHIPMENT:			DATE OF RECEIPT:		
NAME OF CARRIER:						
NAME OF CARRIER: PLACE OF DELIVERT:						
3. TOTAL AMOUNT OF SECTION 503(b)(9) CLAIM: \$						
☐ Check the box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all additional charges.						
4. BRIEF DESCRIPTION OF CLAIM:						
Describe goods sold:Attach support for your claim.						
5 CDEDITE AND CETOFEC.	The			- 1 f 4		
5. <b>CREDITS AND SETOFFS</b> : The amount of all payments on this claim has been credited and deducted for the purpose of making this claim. In filing this claim, claimant has deducted all amounts that claimant owes to debtor.  FOR COURT USE ONLY						
6. <b>SUPPORTING DOCUMENTS</b> : Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, or contracts. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not						
available, explain. If the documents are voluminous, attach a summary. Attachments must be printed on 8-1/2" by 11" paper.						
7. <b>DATE-STAMPED COPY</b> : To receive an acknowledgement of the filing of your claim, enclose a stamped, self-addressed						
envelope and copy of this claim request form.						
8. <b>ORDINARY COURSE CERTIFICATION</b> : By signing this claim request form, you are certifying that the goods for which						
payment is sought hereby, were sold to the debtor in the ordinary course of the debtor's business as required by 11 U.S.C. § 503(b)(9).						
Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.						
Penalty for presenting frauduler	nt claim: Fine of up to \$500 000 or impri	isonment for	up to 5 years, or h	oth, 18 U.S.C. 88 152 and 3571		
	1					
Penalty for presenting frauduler  Date	Sign and print the name and title, if any	y, of the cred				
	1	y, of the cred				

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The instructions and definitions below are general explanations of the law. In particular types of cases or circumstances, there may be exceptions to the general rules.

#### - DEFINITIONS -

### Debtor:

The person, corporation, or other entity that has filed a bankruptcy case is called the debtor.

## Section 503(b)(9) Claim:

Any claim entitled to treatment in accordance with Section 503(b)(9) of the Bankruptcy Code. Specifically, Section 503(b)(9) Claims are those claims for the "value of any goods received by the debtor, within 20 days before the date of commencement of a case under this title in which the goods have been sold to the debtor in the ordinary course of such debtor's business." 11 U.S.C. § 503(b)(9).

## Section 503(b)(9) Bar Date:

By Order of the United States Bankruptcy Court for the Eastern District of Virginia, all requests for allowance of a Section 503(b)(9) Claim must be filed so as to be received at the address set forth below no later than 5:00 p.m., Prevailing Pacific Time on **December 19, 2008**.

- 1. Please read this Section 503(b)(9) Claim Request Form carefully and fill it in completely and accurately.
- 2. Print legibly. Your claim may be disallowed if it cannot be read and understood.
- 3. This Section 503(b)(9) Claim Request Form must be completed in English. The amount of any Section 503(b)(9) Claim must be denominated in United States currency.
- 4. Attach additional pages on 8-1/2 x 11" paper if more space is required to complete this Section 503(b)(9) Claim Request Form.
- 5. This form should only be used by a claimant asserting a Section 503(b)(9) claim. It should not be used for claims arising prior to **October 21, 2008** or after **November 9, 2008**, and should not be used for any claims that are not entitled to priority in accordance with 11 U.S.C. § 503(b)(9).
- 6. This Section 503(b)(9) Claim Request Form should be sent by regular mail, overnight mail, or hand delivery to the following address:

Circuit City Stores, Inc., <u>et al.</u>, Claims Processing c/o Kurtzman Carson Consultants LLC 2335 Alaska Avenue, El Segundo, CA 90245 (888) 830-4650

Please note that Kurtzman Carson Consultants LLC is <u>not</u> permitted to accept proofs of claim, including any Section 503(b)(9) Claim Request Form, by facsimile, telecopy or other electronic submission, including electronic mail.

- 7. To receive an acknowledgment of the filing of your claim from Kurtzman Carson Consultants LLC, enclose a stamped, self-addressed envelope and copy of this Section 503(b)(9) Claim Request Form.
- 8. ANY DOCUMENTS RELIED UPON BY ANY 503(b)(9) CLAIMANT TO SUPPORT ITS SECTION 503(b)(9) CLAIM, INCLUDING ALL DOCUMENTS THAT PURPORT TO ESTABLISH THAT THE "GOODS" WITHIN THE 20 DAY PERIOD BEFORE NOVEMBER 10, 2008, THE "VALUE" OF SUCH GOODS AND THAT SUCH GOODS WERE "SOLD TO THE DEBTOR IN THE ORDINARY COURSE OF THE DEBTOR'S BUSINESS," SHOULD BE ANNEXED TO THIS SECTION 503(b)(9) CLAIM REQUEST FORM.
- 9. To be considered timely filed, this Section 503(b)(9) Claim Request Form must be actually received by Kurtzman Carson Consultants LLC, by 5:00 p.m. (Prevailing Pacific Time) on December 19, 2008 and should include appropriate documents/materials establishing the claimants entitlement to an allowed Section 503(b)(9) Claim and the amount of the asserted claim.